

AMENDED IN SENATE APRIL 1, 2003

SENATE BILL

No. 570

Introduced by Senator Chesbro

February 20, 2003

An act to ~~add Section 12171.5 to the Government Code, and to amend~~ Section 830.1 of the Penal Code, relating to county employees.

LEGISLATIVE COUNSEL'S DIGEST

SB 570, as amended, Chesbro. County employees.

~~(1) Existing law establishes the powers and duties of the Secretary of State.~~

~~This bill would require the Secretary of State to develop a single form for the use of county officials in collecting required conflict-of-interest information from county officers and employees.~~

~~(2) Existing~~

Existing law provides that any deputy sheriff of certain counties who is assigned to perform duties relating to specified custodial assignments is a peace officer whose authority extends to any place in the state only while engaged in the performance of the duties of his or her employment and for the purpose of carrying out the primary functions of employment relating to his or her custodial assignments, or when directed to perform other law enforcement duties during a local state of emergency.

This bill would add deputy sheriffs of Solano County employed to perform those duties relating to custodial assignments to that category of peace officers.

Vote: majority. Appropriation: no. Fiscal committee: ~~yes~~ *no*. State-mandated local program: no.

The people of the State of California do enact as follows:

~~SECTION 1. Section 12171.5 is added to the Government Code, to read:~~

~~12171.5. The Secretary of State's office shall develop a single form for the use of county officials in collecting required conflict of interest information from county officers and employees.~~

~~SEC. 2.~~

SECTION 1. Section 830.1 of the Penal Code is amended to read:

830.1. (a) Any sheriff, undersheriff, or deputy sheriff, employed in that capacity, of a county, any chief of police of a city or chief, director, or chief executive officer of a consolidated municipal public safety agency that performs police functions, any police officer, employed in that capacity and appointed by the chief of police or chief, director, or chief executive of a public safety agency, of a city, any chief of police, or police officer of a district, including police officers of the San Diego Unified Port District Harbor Police, authorized by statute to maintain a police department, any marshal or deputy marshal of a superior or county court, any port warden or special officer of the Harbor Department of the City of Los Angeles, or any inspector or investigator employed in that capacity in the office of a district attorney, is a peace officer. The authority of these peace officers extends to any place in the state, as follows:

(1) As to any public offense committed or which there is probable cause to believe has been committed within the political subdivision that employs the peace officer or in which the peace officer serves.

(2) Where the peace officer has the prior consent of the chief of police or chief, director, or chief executive officer of a consolidated municipal public safety agency, or person authorized by him or her to give consent, if the place is within a city or of the sheriff, or person authorized by him or her to give consent, if the place is within a county.

(3) As to any public offense committed or which there is probable cause to believe has been committed in the peace officer's presence, and with respect to which there is immediate

1 danger to person or property, or of the escape of the perpetrator of
2 the offense.

3 (b) The Attorney General and special agents and investigators
4 of the Department of Justice are peace officers, and those assistant
5 chiefs, deputy chiefs, chiefs, deputy directors, and division
6 directors designated as peace officers by the Attorney General are
7 peace officers. The authority of these peace officers extends to any
8 place in the state where a public offense has been committed or
9 where there is probable cause to believe one has been committed.

10 (c) Any deputy sheriff of the County of Los Angeles, and any
11 deputy sheriff of the Counties of Kern, Humboldt, Imperial,
12 Mendocino, Plumas, Riverside, San Diego, Santa Barbara,
13 Siskiyou, Solano, Sonoma, Sutter, and Tehama who is employed
14 to perform duties exclusively or initially relating to custodial
15 assignments with responsibilities for maintaining the operations of
16 county custodial facilities, including the custody, care,
17 supervision, security, movement, and transportation of inmates, is
18 a peace officer whose authority extends to any place in the state
19 only while engaged in the performance of the duties of his or her
20 respective employment and for the purpose of carrying out the
21 primary function of employment relating to his or her custodial
22 assignments, or when performing other law enforcement duties
23 directed by his or her employing agency during a local state of
24 emergency.

